

ORDINANCE NO. SD 99-\_\_\_\_

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ACTING IN ITS CAPACITY AS THE GOVERNING BODY OF THE NAMED COUNTY SERVICE AREA AND IMPROVEMENT ZONES THEREOF, ESTABLISHING AND CONTINUING WATER CONNECTION FEES.

The Board of Supervisors of the County of San Bernardino, State of California, acting in its capacity as the governing body of named county service area and improvement zones, ordains as follows:

SECTION 1. The Board of Supervisors hereby finds and determines:

a) That this ordinance shall be applicable in the following county service area and improvement zones:

County Service Area 70,	
Improvement Zone G(Oak Springs)	Water
Improvement Zone J(Oak Hills)	Water
Improvement Zone L(Pinon Hills)	Water
Improvement Zone W-1(Landers)	Water

(b) That a comprehensive review of the water connection fees herein has been prepared based on necessary maintenance, expansion and upgrades of the water systems;

(c) That the following findings are made with respect to these water connection fees:

(1) the purpose of such fees is to update and construct water facilities within the districts;

(2) the fees will be used to finance public facilities, including reservoirs, transmission lines, distribution lines and wells for the water systems;

(3) construction and development within the districts will necessitate additional water facilities, to be financed by these fees;

1 (4) such development will necessitate increased fire flow capacity to meet  
2 public safety requirements;

3 (5) the amount of the fees is related to a portion of the cost of the facilities  
4 required as a result of development referenced in the comprehensive review.

5 (d) That this ordinance is exempt from environmental review under the California  
6 Environmental Quality Act.

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8 SECTION 2. In order to upgrade and expand the water systems within the  
9 districts, the following provisions are hereby enacted:

10 (a) That for those districts named in Section 1(a) of this ordinance, there are  
11 hereby established the one-time fees specified in Exhibit IIA, which is incorporated herein  
12 by this reference.

13 (b) That such fees shall be payable at the time the permits for water service are  
14 obtained from the named districts.

15 (c) That these fees shall be adjusted annually by resolution of this Board in  
16 accordance with the national figures of the Engineering News Record Construction Cost  
17 Index.

18 SECTION 3. The Board of Supervisors hereby declares that it would have  
19 adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion  
20 thereof irrespective of the fact that any one or more sections, subsections, sentences,  
21 clauses, phrases or portions thereof be declared invalid or unconstitutional. If for any  
22 reason any part of this ordinance is declared invalid or unconstitutional, then all other  
23 provisions hereof shall remain valid and enforceable.

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1 SECTION 4. This ordinance shall take effect sixty (60) days from the date of  
2 adoption.

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4 \_\_\_\_\_  
5 JON D. MIKELS, Chairman  
Board of Supervisors

6 SIGNED AND CERTIFIED THAT A COPY OF  
7 THIS DOCUMENT HAS BEEN DELIVERED TO THE  
8 CHAIRMAN OF THE BOARD OF SUPERVISORS

9 EARLENE SPROAT  
Clerk of the Board of Supervisors

10 \_\_\_\_\_  
11 STATE OF CALIFORNIA )  
12 ) ss.  
13 COUNTY OF SAN BERNARDINO )

14 I, EARLENE SPROAT, Clerk of the Board of Supervisors of the County of San  
15 Bernardino, State of California, hereby certify that at a regular meeting of the Board of  
16 Supervisors of said County and State, held on the \_\_\_\_ day of \_\_\_\_\_, 1999, at  
17 which meeting were present Supervisors:

18 \_\_\_\_\_  
19 and the Clerk; the foregoing ordinance was passed and adopted by the following vote, to  
20 wit:

21 AYES: SUPERVISORS

22 NOES: SUPERVISORS

23 ABSENT: SUPERVISORS

24 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal  
25 of the Board of Supervisors this \_\_\_\_ day of \_\_\_\_\_, 1999.

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EARLENE SPROAT, Clerk of the  
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Board of Supervisors of the  
County of San Bernardino

\_\_\_\_\_  
Deputy

APPROVED AS TO FORM

ALAN K. MARKS, County Counsel

By: \_\_\_\_\_  
L. Thomas Krahelski  
Deputy County Counsel

Dated: \_\_\_\_\_